/

Previous references.

1903-01
(police)

File No. 30 of 03 01

Serial Nos. 163

Later references.

GENERAL AND REVENUE SECRETARIAT.

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ial Nos. 163

Part B. for

SUBJECT.

Noticing the conduct of M/s Gayathridevi Hiremath Asst. Supdt of police for inordinate delay in investigating two Infant Marriages ~~case~~ that took place at Nagarkere Mandya Taluk—

From

The Assistant Superintendent of police (J 781

No 2625/212 Dated 19.12.03

Recommends the prosecution of the parties concerned in an Infant marriage that took place at Nagarkere Mandya Taluk on 25.2.01.

From

The Inspector Circle of police (J 79

G. R. S. 58

No: 3676/218 Dated 22.12.03

Recommends the prosecution of the parties concerned in an Infant Marriage ~~case~~ that took place at Nagarkere Mandya Taluk on 16.2.01

Re Inspector General of police's Response

No. 145/J dated 23 FOL

Observes that a prosecution is independent nearly three years after the event and regrets the inordinate delay in the investigation of the two cases for which Mr. Zakhariya Hassan was chiefly responsible and directs that that officer

Office of the Dewan of Mysore.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Office Note.

Branch Judicial

Subject Infant marriages

(1) Letter No. 3625/212 dated 19th Dec. 1903 from the Inspector Genl of Police, recommending the prosecution of the parties concerned in an infant marriage that took place at Nagarakere, Maddur Taluk on the 25th Feb. 1901.

(2) Letter No. 3674/215 & 22/1/1/03-do-

Two cases have been submitted

(1) The marriage is reported to have taken place on the 25th February 1901.

The age of the girl - as per opinion of several witnesses - is stated to have been about 5 years on the date of marriage.

The Inspector Genl states that the inordinate delay in the investigation of the above case, is mainly due to the indifference manifested by Assistant Superintendent, Mr. Zahiruddin Mecca, to departmental orders

orders requiring such cases to be investigated by Supts or Assistant Supts themselves and as his conduct is entirely blameworthy.

The Inspector Gl further states that to prevent delay in the investigation of such cases in future, he has issued orders for these cases being taken on file and first duties and Progress Reports being sent to his Office as in heinous cases.

The point for consideration is whether a prosecution is now expedient after nearly 3 years after the event, especially as the age of the bride has not been conclusively established by the B. & D. Registers

Submitted for orders

23/12/03

Draft. an order saying that Govt consider that a prosecution is inexpedient for the above reasons & that they also regret the inordinate delay in the investigation which reflects discredit on the officers concerned, especially Mr Thomas & Mr Anderson

P.Z.O. 2)

^ Mr Talbot Rice alleged the enquiry for one year & Lt Thomas has delayed this matter for 7 months.

(2) The 2nd case reported by the Inspector Genl of Police is one in which a girl aged about 5 years named Siddi was married to one Linga in the Rayakoti village on the 14th February 1901. The Inspector Genl recommends the prosecution of the parties concerned in the case and as regards delay noticeable in the investigation of this case he invites attention to this letter No 35-11/206 dt 14/12/03 in which he reported that the delay was due to Mr G. Krishna Rao, Supdt of Police, Penukonda.

Assistant Secretary's remarks on the above letters:-

"On second thoughts, I think it would be best to deal with this and the other two cases together in one order & with the note. Please do so."

Draft order submitted.

14/12/03

1/12/03

I do not think that Mr. G. Krishna Rao can be held responsible except in a minor degree & even there.

+ Spl letter No 3674/215 dt 21/12/03

+ The draft in this case has been issued - (File in pattup)

not without knowing the amount of arrears left by his predecessor. His explanation seems to be quite adequate to account for this delay. I have therefore modified the draft herewith submitted for approval

30/12/3

Vice Dewan

15010
1.1.04

File no: 3Q 03-04

Serial: 1

J9811

From

THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

To

THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated

Despatched 19 December 1903.

Received

General No. 3625

No. 212

Enclosure No. one piece.

Recommending the prosecution of the parties concerned in an affray that took place at Nagarakere, Mandya Taluk on the 25 Feb 1903

Jud
22.12.03

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYS(

No. 3625 Dated Bangalore 17th December 1903

Enc. 212 ~~one sheet~~ 69

From C. Madiah Esquire, Rao Bahadur,
~~THE~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To H. V. Nanjundayya Esquire, M.A., ~~B.L.~~,
~~THE~~ SECRETARY TO THE GOVERNMENT OF MYSORE,
GENERAL AND REVENUE DEPARTMEN

SIR,

I have the honor to report that an infant girl named Dingi of Wokkaligar Caste was married to Linga, on the 25th of February 1901 in the village of Nagarakere of the Mandya Taluk, French Rocks Sub-Division.

The Birth and Death Register referring to the age of the bride is not forthcoming; but the evidence of

of several witnesses, examined on the point, conclusively shows that the girl was under 5 years of age at the time of the marriage. The Superintendent, Mr. G. Krishna Rao, who saw the girl recently, is confident that she cannot be more than 7 years old now and so her age, at the time of the marriage, must have been under 5 years as deposed to by the witnesses.

The parties recommended by the Superintendent to be prosecuted are :—

1. Malle Gowda, father of the bridegroom
2. Linge Gowda, father of the bride.
3. Subbaraya of Chickarsinakere, the purohit and
4. Pujari Linge Gowda, father of Linge Gowda No. 2 above.

4 The last is reported by the Superintendent to have been the prime mover of the marriage and so he is recommended to be prosecuted in addition to his son.

It is clear from the records that the persons mentioned above committed a breach of the Infant Marriages Prevention Regulation. I therefore request that you will be so good as to obtain the sanction of Government to prosecute these individuals.

It is a matter for regret that there was a long delay in the investigation of this case and how the same was caused is explained in Mr. Krishna Rao's memo (herein enclosed with the vernacular records).

enquiry for a year till April 1902 and then submitted their report to the Assistant Superintendent Mr. Zahiruddin Meeeai who examined the parties over again in June 1902 but did nothing further. Mr. G. Krishna Rao, Superintendent of Police who succeeded Mr. Zahiruddin Meeeai found the records in April 1903 but has submitted his report now after 7 months' delay for which his conduct is inexcusable.

The inordinate delay in the investigation of this case, is mainly due to the indifference manifested by Assistant Superintendent Mr. Zahiruddin Meeeai, to departmental orders

gated by Superintendents or Assist. and Superintendents themselves and so his conduct is entirely blameworthy.

To prevent the investigation of such cases being delayed in future, I have issued orders for these cases being taken on file and First Intelligence and Progress Reports being sent to my office as in heinous cases.

I have the honor to be,
Sir,
your most obedient servant,

Inspector General of Police

comp. C.R.

File no: 30 & 03 04
Serial 2 J 990

MYSORE GENERAL & C. 23.12.03 130

From

THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

To

THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated

Despatched 22 December 03

Received

General No. 3674
No. 215

Enclosure No. one file.

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commending the
rejection of the
applications concerned
as infant marriag
cases with please ac
receipt here, Mandya
each on 14-2-1904

MGCPB—130—15-10-03

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 3674 / 215 Dated Bangalore 21st December 1903

Enc. one bill.

From C.Madiah Esquire, Rao Bahadur,
~~THE~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To H.V.Nanjundayya Esquire,M.A, M.L,
~~THE~~ SECRETARY TO THE GOVERNMENT OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

Sir,

I have the honor to report that an infant girl named Siddi, of Wakkaligar caste, was married to a boy named Linga, on the 14th February 1901, in the village of Nagarkere of the Mandy Taluk French Rocks Sub- Division.

Though the Birth and Death Register to prove the age of the girl is not forth-coming the evidence of witnesses Hutcha Gouda, Kasi Gouda, Mari Goudanna Linge Gouda, Manche Goudana Linge Gouda, and Hucha, who attended the marr age is conclusive that the girl was under 5 years of age at the time of the marriage. Further the bride's father Goviana Huche Gouda himself admits this. Mr: G.Kritna Rao, the Superintendent of Police, who saw the girl recently states that her age at present cannot be more than 7 years and so she was at the time ~~of the time~~ of the marriage under 5 years of age

9

The parties recommended by the Superintendent of Police to be prosecuted are:-

1. Goviana Huche Gouda, father of the bride,

2. Vaidya Gouda, father of the bridegroom,

Purohit Naga Jois, who officiated as priest is reported to have died.

As the above named persons have violated the provisions of the Infant Marriages Prevention Regulation, I request that you will be so good as to obtain the sanction of Government to prosecute them.

As regards the delay noticeable in the investigation of the case, I beg to invite your attention to the remarks in my letter No: 3511/206 Dated 14-12-1903.

The vernacular records of enquiry together with the Superintendent's memo thereon are herewith sent for information.

I have the honor to be,

Sir,

Your most obedient servant,

For Inspector General of Police.

Compd CK

Read: ——

Letters nos. 3625-212 and 3674-215 dated 19th and 21st Decr. 1903, from the Inspector General of Police, reporting that on the 25th and 14th February 1901, respectively, 2 infant marriages took place at Nagaraker in the Mandya Taluk, French Rocks Sub Division, and praying the prosecution of the parties concerned in the 2 cases.

Order thereon: —

Government consider that a prosecution is inexpedient nearly 3 years after the event. especially as the ages of the brides have not been conclusively

No 1451 Encl 2 files & record
J 523/1904

Marked as evidence
Seen & recall
[illegible] the birth

~~Established by the~~
Births and Deaths
Registers; and they
regret the inordinate
delay in the investi-
-gation of these cases, for which Mr. J. Meccai
which ~~reflects discredit~~ Asstt Supt of Police
~~on the officers Concerned~~, was chiefly respon-
~~especially Messrs J.~~ sible. Both Officers
~~Meccai & Patrick Lucas~~ should be severely
reprimanded

Hon Secy
24/1/04

Mins. Secretary
19.1.04

To The Inspector Gl
of Police requiring
the records in the cases.

6674.5
20.1.04